

Record of Conference and Orders: Vera M. Scanlon, USMJ

Date: 8/15/2018

Case: Monadnock Construction, Inc. v. Westchester Fire Insurance Company

Tele Conf. @ 12:00 PM

Civ. 1:16-cv-00420-JBW-VMS

ECF Recording in 13A South:

☒ Telephone Conference

☐ In-person Conference

Counsel: *(See separately docket entry or document for specific appearances)*

☒ Counsel for Plaintiff(s) ☐ Pro Se Plaintiff(s) ☐ Counsel for Defendant(s) ☐ Pro Se Defendant(s)

Conference Type:

☐ Initial Conference ☐ Status Conference ☐ Settlement Conference ☒ Motion Hearing ☐ Discovery Conference ☐ JPTO Conference ☐ Other _____

Further to the conference, discovery and other scheduling dates are as follows:

(If dates previously set by the Court are not reset, they remain as stated in the previous order.)

☐ Motions decided on the record

☐ Rule 26(a) disclosures, incl. supplements

☐ Document requests to be served

☐ Interrogatories to be served

☐ Amended pleadings, incl. joinder

☐ Complaint ☐ Answer

☐ Joint status letter ☐ Stip of dismissal to be filed

☐ Status conference

☐ In person ☐ Telephone (718) 613-2300

☐ Specific depositions to be held

☐ Fact discovery closes

☐ Expert disclosures to be served

☐ Initial expert report(s) to be served

☐ Rebuttal expert report(s) to be served

☐ Expert discovery closes

☐ All discovery closes

☐ Joint letter confirming discovery is concluded

☐ Summary judgment to be initiated

☐ Joint pre-trial order to be filed

☐ Proposed confidentiality order to be filed

☐ Consent to Magistrate Judge to be filed

☐ Settlement Conference

☐ To be served

☐ To be filed

☐ On consent ☐ By motion ☐ By PMC letter

Date:

Time:

To be organized by:

☐ PMC letter ☐ Briefing

☐ Letter for conference ☐ Proposed JPTO

Date:

Time:

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Vera M. Scanlon, USMJ
Conference Orders, ContinuedCase: MonadnockCiv. A. 16-420Date: 8/15/2018Additional Orders:

The motions A \$3108, and 115 are moot because of the settlement between Monadnock, Glasswell & Age Columbus & S.J.K. Columbus.

The settlement has raised concerns as to whether the claims by Monadnock which are being assigned to a third party to litigate against Westchester are viable. This is a preliminary question to many of the issues raised in the motions at 55, 80, 96, 111, & 112. The parties are not in agreement as to whether the settlement agreement should be exchanged or its impact on these motions. They will make the submission discussed as to these issues by 9/10/18. The motions are administratively terminated until the preliminary issues are resolved and the motions can be reinstated upon a party's request after the official submission.